

(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

Docket Number (Optional)

97-rTRN-366 Re#1

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Name(s)	Registration Number
<u>Kevin M. Hinman</u>	<u>35,193</u>
<u>Howard D. Gordon</u>	<u>25,979</u>
<u>Loren H. Uthoff, Jr.</u>	<u>31,673</u>

Correspondence Address: Direct all communications about the application to:

☐ Customer Number

Type Customer Number here

Place Customer Number Bar
Code Label here

<input checked="" type="checkbox"/> Firm or Individual Name	Kevin M. Hinman			
Address	26201 Northwestern Hwy.			
Address	P.O. Box 766			
City	Southfield	State	MI	Zip 48037
Country	U.S.A.			
Telephone	(248) 226-6822	Fax	(248) 226-6825	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)

Ronald K. Markyvech

Inventor's signature

Ronald K. Markyvech

Date

JUNE 26, 2003

Residence

23260 Outer Dr., Allen Park, MI 48101

Citizenship

U.S.A.

Mailing Address

same as above

Full name of second joint inventor (given name, family name)

Thomas N. Riley

Inventor's signature

Date

Residence

4802 Fountain Square, Kalamazoo, MI 49009

Citizenship

U.S.A.

Mailing Address

same as above

Full name of third joint inventor (given name, family name)

Thomas G. Ore

Inventor's signature

Date

Residence

5185 Whippoorwill, Kalamazoo, MI 49002

Citizenship

U.S.A.

Mailing Address

same as above

☐ Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.

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REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

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I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and

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in patent number 6,067,871, granted 05/30/2000, and for which areissue patent is sought on the invention entitled Variable Resistance Shift Rail DetentAssembly and Shift Control Method Employing Same

the specification of which

☒ is attached hereto. I acknowledge that this reissue application is a divisional application of reissue application number 10/124,934, filed on April 18, 2002.☐ was filed on _____ as reissue application number _____and was amended on _____
(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

The reissue is a broadening reissue. The broadening is intended to add claims which cover the embodiment of Figure 7. This specific error is that none of the issued claims read on the embodiment of Figure 7.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Date

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Mailing Address

same as above

Full name of second joint inventor (given name, family name)

Thomas N. Riley

Inventor's signature

Thomas N. Riley

Date

June 30, 2003

Residence

4802 Fountain Square, Kalamazoo, MI 49009

Citizenship

U.S.A.

Mailing Address

same as above

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Date

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Thomas G. Ore

Inventor's signature

Date

AUG 2, 2003

Residence

2413 MINNETONKA DR., CEDAR FALLS, IA 5185 Whippoorwill, Kalamazoo, MI 49002

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U.S.A.

Mailing Address

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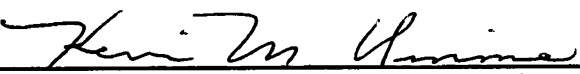
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REISSUE APPLICATION: CONSENT OF ASSIGNEE; STATEMENT OF NON-ASSIGNMENT		Docket Number (Optional) 97-rTRN-366 Re#1
This is part of the application for a reissue patent based on the original patent identified below.		
Name of Patentee(s) Ronald K. Markyvech, Thomas N. Riley, Thomas G. Ore		
Patent Number 6,067,871	Date Patent Issued May 30, 2000	
Title of Invention Variable Resistance Shift Rail Detent Assembly and Shift Control Method Employing Same		
<p>1. <input checked="" type="checkbox"/> Filed herein is a statement under 37 CFR 3.73(b). (Form PTO/SB/96)</p> <p>2. <input type="checkbox"/> Ownership of the patent is in the inventor(s), and no assignment of the patent is in effect.</p> <p>One of boxes 1 or 2 above must be checked. If multiple assignees, complete this form for each assignee. If box 2 is checked, skip the next entry and go directly to "Name of Assignee".</p> <p>The written consent of all assignees and inventors owning an undivided interest in the original patent is included in this application for reissue.</p>		
<p>The assignee(s) owning an undivided interest in said original patent is/are <u>Eaton Corporation</u>, and the assignee(s) consents to the accompanying application for reissue.</p>		
Name of assignee/inventor (if not assigned)		
Signature 	Date 9/5/03	
Typed or printed name and title of person signing for assignee (if assigned) Kevin M. Hinman Senior Patent Attorney		

This collection of information is required by 37 CFR 1.172. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Eaton CorporationApplication No./Patent No.: 6,067,871Filed/Issue Date: 05/30/2000Entitled: Variable Resistance Shift Rail Detent Assembly and Shift Control Method..Eaton Corporation, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 8946, Frame 0351, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

- [] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

04/18/2002
Date

Kevin M. Hinman
Typed or printed name

Kevin M. Hinman
Signature

Senior Patent Attorney
Title